(32)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (S) No. 2581 of 2007

Petitioner — R.S. Karpal, S/o Late Uday Ram Karpal, Aged about 35 years, R/o C.S.E.B. Colony, Bhanupratapur, Distt. Uttar Bastar, Kanker.

Versus

Respondents

1. Chhattisgarh State Electricity Board - Through its Secretary, Daganiya, Raipur (C.G.)
2. The Joint Secretary, (Personnel) II, Chhattisgarh State Electricity Board, Daganiya, Raipur (C.G.)
3. The Senior Administrative Officer- I, O/o the joint Secretary (Personnel) - I, Chhattisgarh State Electricity Board, Daganiya, Raipur (C.G.)

Writ petition under Article 226 of the Constitution of India

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**

Present: Mr. P. Diwakar, Senior Advocate with Mr. Adil Minhaj, Advocate for the petitioner.

O R D E R

(Passed on 27th Day of April, 2007)

1. By this petition, the petitioner challenges the legality and validity of the impugned transfer order dated 2.4.2007 (Annexure P-4), whereunder the petitioner working as Testing Assistant Grade-II has been transferred from 33/11 KV Sub Station Bhanupratapur, under the Executive Engineer (O & M) Division, Kanker to Kawardha, in the same capacity.

2. The main ground of challenge is that the seniority of the Testing Assistants are being maintained at regional level and the transfer of the

33

petitioner from Jagdalpur region to Rajnandgaon region would adversely affect his seniority

3. In support of his contention, Mr. P. Diwakar, learned Senior Advocate with Mr. Adil Minhaj, Advocate appearing for the petitioner, relies on the circular dated 9.12.1991 (Annexure P-3). The contention of the learned counsel appearing for the petitioner that his seniority would be adversely affected is not supported either by pleadings or by any material on record.

4. Thus, this petition lacks material facts and has no merit. This petition is accordingly dismissed summarily.

Consequently, I.A. No. 1, application for grant of stay, stands disposed of.

Sd/-
Satish K. Agnihotri
Judge

Subhash